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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA)
) NO. 2:03-CR-00384-WBS
Plaintiff,)
)
v.) GOVERNMENT'S AMENDED MOTION TO
) DISMISS COUNTS ONE AND THREE
JULIETTE LABRECQUE, aka Mary,) OF THE INDICTMENT AS ALLEGED
) AGAINST JULIETTE LABRECQUE;
Defendant.) PROPOSED ORDER.
_____)

On February 7, 2008, this court declared a mistrial in the government's case against defendant Juliette Labrecque. The mistrial was the result of the jury's inability to reach a verdict as to Juliette Labrecque, who was charged in Counts One and Three of the Indictment. In light of the split of the jurors, the government has decided not to retry Ms. Labrecque. Therefore, the government files this motion to dismiss Counts One and Three of the Indictment as alleged against defendant Juliette Labrecque.

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2 The government further requests that upon the granting of the
3 government's dismissal motion, the court order that Ms. Labrecque be
4 released from federal custody.

5 Date: February 13, 2008

Respectfully submitted.

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7 MCGREGOR W. SCOTT
United States Attorney

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9 By: ///s// Laurel D. White
10 LAUREL D. WHITE and
11 ELLEN ENDRIZZI
Assistant U.S. Attorneys

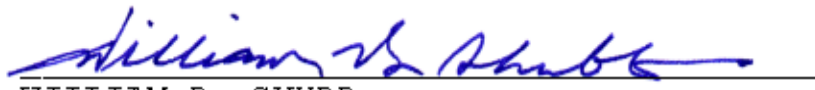
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13 **ORDER**

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15 IT IS HEREBY ORDERED for the reasons stated in the Government's
16 Motion that Counts One and Three of the Indictment Cr.S-03-384 be, and
17 the same hereby are, DISMISSED WITH PREJUDICE as against defendant
18 Juliette Labrecque.

19 IT IS FURTHER ORDERED that Juliette Labrecque be released from
20 federal custody forthwith.

21 IT IS SO ORDERED.

22 Date: February 14, 2008

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25 WILLIAM B. SHUBB
26 UNITED STATES DISTRICT JUDGE
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